

## R E M A R K S

Claims 1 to 4 and 8 to 14 are in the case.

Entry of the instant amendment is requested on the grounds that it now places the application in order for allowance, or in the alternative, in better condition for appeal.

With this amendment, Applicant has rewritten old Claims 5 to 7 as new independent claims 12 to 14 as the subject matter thereof was considered to be allowable.

Reconsideration of the Examiner's rejection of Claims 1 to 4 and 8 to 11 is respectfully requested based on the following comments.

Claim 1 calls for the first member to have an upper section which is designed to be secured to the top surface of the roof and under roofing material thereon. The Examiner has stated that the cited reference of Hallam has a fascia system which comprises a first member 10 which is designed for securement to the upper surface of a roof member. However, in reality, a component identified by reference numeral 10 is a gutter and is not secured to an upper surface of the roof.

Similarly, the drip edge 17 of Hallam is not a drip edge per se and does not respond to the limitations of Claims 1 and 9.

Still further, the Examiner's statement that "said first and second cooperative locking means being designed such that said first cooperative locking means engage said second cooperative locking means ..." is clearly believed to be in error. A first review of the drawings will indicate that there cannot be any locking between the two members; rather, both components are secured to a bracket 30. Applicant acknowledges the statement made in column 2, line 19; however, the Patentee's use of the word clearly does not refer to

cooperative locking means which hold the fascia component in position.

Claims 2 to 4 and 8 are believed to be allowable for the reasons advanced regarding the allowability of Claim 1.

Claim 9 includes all the limitations of Claim 1 and for the reasons set forth above, Claims 9 to 11 are believed to be allowable.

Applicant is enclosing the fee of \$200.00 for two extra independent claims.

It is respectfully submitted that this application is now in order for allowance and such action is respectfully requested.

Respectfully,



Eric Fincham

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Mail Stop -Amendment - Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on *Dec 5, 2007*

  
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